EXHIBIT B

FILED
DALLAS COUNTY
1/22/2016 4:37:24 PM
FELICIA PITRE
DISTRICT CLERK

CAUSE NUMBER DC-13-13424-1

SAMUEL G. BREITLING, **Plaintiff**	§ § §	**IN THE DISTRICT COURT**
v.	§ §	**162ND JUDICIAL DISTRICT**
MICHAEL PAUL REYNOLDS, **Defendant**	§ §	**DALLAS COUNTY, TEXAS**

PLAINTIFF'S UNOPPOSED MOTION FOR CONTINUANCE AND REQUEST FOR SPECIAL TRIAL SETTING

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW PLAINTIFF, Samuel G. Breitling, hereby moving the Court to continue the current trial setting of March 21, 2016, in the above-entitled and numbered cause. In support thereof, the Parties would respectfully show the Court the following:

I. PRIOR TRIAL SETTING

This matter was scheduled for jury trial on January 11, 2016. Both Plaintiff and Defendant announced ready for trial. However, the Honorable Phyllis Lister Brown was unexpectedly ill the week of January 11, 2016 and a Visiting Judge Ted Akin was summoned to hear the case. Defendant objected to Judge Akin and, therefore, the case was removed from the Court's January 11, 2016 trial docket.

II. NECESSITY OF CONTINUANCE & GOOD CAUSE

This case arises from a motorcycle accident that took place on October 20, 2012. The Parties have conducted discovery, including oral depositions. The parties are ready for trial. However, Plaintiff, who is 70 years old, now resides near Houston, Texas and is unable to travel to Dallas the week of March 21, 2016 as he is the primary care giver for his adult son who suffers from Downs Syndrome and Plaintiff cannot locate an adequate replacement care giver at this time. For this reason, Plaintiff is unable to attend jury trial in Dallas the week of

March 21, 2016. This motion is not presented for purposes of delay only, but so that justice may be done.

III. PRAYER

WHEREFORE, PREMISES CONSIDERED, for the reasons set forth above, the Parties respectfully request that the March 21, 2016 trial setting be continued and that this case be specially set for jury trial on June 13, 2016, or the Court's first available special setting thereafter, and for such further relief to which they may be justly entitled.

Respectfully Submitted,

/s/ Jeffrey G. Atkins

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

This document has been served pursuant to TRCP 21a by delivering a copy to all parties or their respective duly authorized agent or attorney of record by one or more of the following manners (as indicated below) on January 22, 2016.

Mary Evelyn Whitehurst via email Mary.Whitehurst@LibertyMutual.com

/s/ Jeffrey G. Atkins

Jeffrey G. Atkins

CERTIFICATE OF CONFERENCE

I have discussed this motion with Mary Eveyln Whitehurst, counsel for Defendant. Ms. Whitehurst informed me that she is not opposed to this Motion for Continuance and Request for Special Trial setting.

/s/ Jeffrey G. Atkins
Jeffrey G. Atkins

JURAT OF JEFFREY G. ATKINS

My name is Jeffrey G. Atkins. My date of birth is June 29, 1959. My address is 3021 E. Renner Rd., Suite 140, Richardson, Texas 75082, United States of America. I have personal knowledge of the facts stated in this motion. I declare under penalty of perjury that the forgoing is true and correct.

Executed in Collin County, State of Texas on January 22, 2016.

Signature of Jeffrey G. Atkins